



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors:	Rifat PAMUKCU et al.
Serial No.:	10/071,639
Attorney Docket No.:	P-162-DIV-1
Filed:	February 07, 2002
Group Art No.:	1614
Examiner:	J. Goldberg
Title:	METHOD OF INHIBITING NEOPLASTIC CELLS WITH INDOLE DERIVATIVES

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: **Mail Stop Non-Fee Amendment**, Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below.

OSI Pharmaceuticals, Inc.

By

Shu M. Lee
Shu M. Lee

Date 23 Feb 2004

Mail Stop Non-Fee Amendment

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION

In response to the Office Action mailed February 04, 2004, for which the deadline to respond is May 04, 2004, Applicants respectfully request reconsideration in light of the following remarks and enclosed Terminal Disclaimer. A check is enclosed for \$110.00 in accordance with 37CFR1.20(d). Commissioner is authorized to charge any deficiencies and credit any overpayment to OSI Pharmaceuticals, Inc. Deposit Account No. **502783**.

Claims 1-3 are pending in the subject application. Claims 1-3 have been rejected for obviousness-type double patenting. Applicants enclose a terminal disclaimer in compliance with 37 CFR 1.321(c), signed by a registered attorney of record. Applicants further enclose a copy of a request for Recordation of the Merger of Cell Pathways, Inc. into OSI Pharmaceuticals, Inc., mailed as first class mail on September 11, 2003.

Accordingly, both the above-referenced application and the cited patent No. 6,358,992 are commonly owned in the entirety by OSI Pharmaceuticals, Inc.

Applicants respectfully submit that the rejections have been overcome, the claims are in condition for Allowance, and request a timely Notice of Allowance be issued in this case. Commissioner is authorized to charge any deficiencies and credit any overpayment to OSI Pharmaceuticals, Inc. Deposit Account No. **502783**.

Attorney for Applicants can be reached at the telephone number and address below.

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OSI PHARMACEUTICALS, Inc.

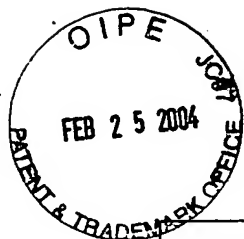
By Shu M. Lee Date 23 Feb 2004

Respectfully submitted,



Shu M. Lee
Attorney for Applicants
Registration No. 41,147
Telephone No. (631) 962-2056
or (516) 924-4035
Fax No. (631) 752-3880

February 23, 2004
OSI Pharmaceuticals, Inc.
58 South Service Road, Suite 110
Melville, NY 11747



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors:

various

Serial No.:

various, see attached schedule

Attorney Docket No.:

various

Filed:

various

Group Art No.:

various

Examiner:

various

Title:

various

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents & Trademarks, Box Assignments, Washington, D.C. 20231, on the date appearing below.

OSI Pharmaceuticals, Inc.

By Shu M. Lee
Shu M. Lee

Date 11 Sept. 2003

Commissioner of Patents & Trademarks
Box ASSIGNMENTS
Washington, D.C. 20231

Recordation of Merger of Cell Pathways, Inc. into OSI Pharmaceuticals, Inc.

Applicants respectfully submit the following:

- 1) Recordation Form Cover Sheet, including 1 continuation page
- 2) copy of a Certificate of Ownership and Merger (3 pages)
- 3) check for \$2,360.00, check number 022295
- 4) return receipt postcard
- 5) cover letter (2 pages)

Commissioner is authorized to charge any deficiencies and credit any overpayment to

OSI Pharmaceuticals, Inc. Deposit Account No. 502783.

Attorney for Applicants can be reached at the telephone number and address below.

Very truly yours,



11 Sept 2003

Shu M. Lee
Attorney for Applicant
Registration No. 41,147
Telephone No. (631) 962-2056
or (516) 924-4035
Fax No. (631) 752-3880

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